

FEDERAL COMMUNICATIONS COMMISSION  
Washington, D. C. 20554

JAN 31 2003

OFFICE OF  
MANAGING DIRECTOR

Kim Price, Accounting Manager  
TV Max  
1111 West Mockingbird Lane  
Suite 1000  
Dallas, Texas 75247-5010

Re: FY 2002 Regulatory Fees  
Fee Control No.: 00000RROG-03-026

Dear Ms. Price:

This is in response to your September 25, 2002 request for waiver of the Fiscal Year 2002 (FY 2002) interstate telecommunications service providers (ITSP) regulatory fees for Optel (Texas) Telecom, Inc. (filer ID No. 817192); TVMAX Telecommunications, Inc. (filer ID No. 813088); TVMAX Communications (Texas), Inc. (filer ID No. 813086); Optel (Arizona) Telecom, Inc. (filer ID No. 819950); and Optel (California) Telecom, Inc. (filer ID No. 819952).

In your letter, you state that on October 28, 1999, Optel, Inc. (Optel) and its subsidiaries filed voluntary petitions under Chapter 11 of the U.S. Bankruptcy Code with the U.S. Bankruptcy Court for the District of Delaware. You also state that during the course of the bankruptcy case, Optel determined that it would be prudent to completely exit from the provision of telephone services in all markets. Furthermore, you state that Optel subsequently notified applicable State authorities, provided notification to customers pursuant to FCC Rules, transitioned its customers to other providers and ceased the provision of all telephone services by September 30, 2001.

The regulatory fee payment for ITSP for FY 2002 is based on the authorization that existed on October 1, 2001. See Assessment and Collection of Regulatory Fees for Fiscal Year 2002, 67 FR 46298, para. 26 (July 12, 2002), errata 67 FR 61000, para. 1 (September 27, 2002). Because Optel and its subsidiaries ceased the provision of all telephone services by September 30, 2001, they do not owe any regulatory fees. If you have any questions concerning this letter, please call the Revenue & Receivables Operations Group at (202) 418-1995.

Sincerely,



Mark A. Reger  
Chief Financial Officer

# TVMAX

ASSOC. MNG. DIR.  
FINANCIAL OPERATIONS  
(AMG-FO)

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September 25, 2002

Office of Managing Director  
Federal Communications Commission  
445 12<sup>th</sup> Street, S.W, Room 1-A625  
Washington, D.C. 20554  
Attn: Regulatory Fee Waiver

Dear Sir or Madam:

This letter is concerning 2002 FCC Interstate Telephone Service Provider Regulatory Fee for the following entities:

1. Filer ID No. 817192 - Optel (Texas) Telecom, Inc
2. Filer ID No. 813088 - TVMAX Telecommunications, Inc
3. Filer ID No. 813086 - TVMAX Communications (Texas), Inc
4. Filer ID No. 819950 - Optel (Arizona) Telecom, Inc
5. Filer ID No. 819952 - Optel (California) Telecom, Inc

By the way of background, on October 28, 1999, Optel, Inc and its subsidiaries filed voluntary petitions under Chapter 11 of the U.S. Bankruptcy Code with the U.S. Bankruptcy Court for the District of Delaware. During the course of the bankruptcy case, Optel determined that it would be prudent to completely exit from the provision of telephone services in all markets. Optel subsequently notified applicable State authorities, provided notification to customers pursuant to FCC Rules, transitioned its customers to other providers and ceased the provision of all telephone services by September 30, 2001.

In light of those circumstances, we are requesting a waiver of 2002 FCC Interstate Telephone Service Provider Regulatory Fee for 5 different entities above.

Thank you for your attention to this matter.

Sincerely,



Kim Price  
Accounting Manager

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(AMG-FO)